

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 2171 - SB 2742

February 25, 2020

SUMMARY OF ORIGINAL BILL: Prohibits an advocate from being compelled to disclose certain communications from a victim of domestic violence, sexual assault, stalking, or human trafficking in a judicial, legislative, or administrative proceeding without express written consent from the victim.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

SUMMARY OF AMENDMENT (015427): Deletes all language after the enacting clause. Prohibits an advocate from being compelled to disclose certain communications from a victim of domestic violence, sexual assault, stalking, or human trafficking in a judicial, legislative, or administrative proceeding without express written consent from the victim. Specifies the circumstances in which an advocate is exempt from this prohibition.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

Assumptions for the bill as amended:

- In civil or criminal proceedings, some communications between specific relationships are considered privileged and inadmissible. These include: married persons, clergy, crisis intervention personnel, psychiatrists, press, and interpreters.
- Excluding employees and volunteers of a domestic violence shelter, crisis line, or victim's services provider that provides services for victims of domestic violence, sexual assault, stalking, or human trafficking from being compelled to disclose communications from a victim of domestic violence, sexual assault, stalking, or human trafficking in a judicial, legislative, or administrative proceeding, except in the circumstances specified in this legislation, without express written consent from the victim will not result in a significant fiscal impact to state or local government.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

Krista Lee Carsner BS

Krista Lee Carsner, Executive Director

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